

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare Department – Karimnagar District – Metpally (Mandal & Village) - Acquisition of land for an extent of Ac.1.24 Guntas in Sy.No.665/B for provision of house sites to the weaker section people – Payment of Rs.2,77,998/- towards balance decretal charges in A.S.No.1175/2000 against OP.No.42/88 – Permission accorded - Orders Issued.

=====

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 733

Dated:-22.10.2008.

Read the following:-

1. From the District Collector, Karimnagar, Rc.No.G5/7489/2005, dated.02.11.2006.
- 2.From the Commissioner of Social Welfare, A.P., Hyderabad,Lr.Rc.No.LA.1/8975/2000, dated.26.11.2006.

** *** **

ORDER:-

The Commissioner of Social Welfare, A.P., Hyderabad, in his letter 2nd read above, while forwarding the proposals of the District Collector, Karimnagar, in his letter 1st read above, has requested the Government to release of an amount of Rs.2,77,998/- (Rupees two lakhs seventy seven thousand nine hundred and ninety eight only) towards balance decretal charges in AS No.1175/2000 against in OP. No.42/88 to comply with the Court orders.

2. The Land Acquisition Officer, Metpally, has acquired the land for an extent of Ac.1.24 Guntas in Sy.No.665/B situated at Metpally (Mandal & Village) at Karimnagar District for providing house sites to weaker section people. The LAO has fixed the market value as Rs.12,500/- per acre vide his Award Proceedings.No.A11/12063/76, dated.30.03.1984. Under Section 18 of L.A. Act, the Subordinate Judge, Karimnagar, has enhanced the compensation from Rs.12,500/- to Rs.30/- Square Yard i.e., (Rs.1,45,200/-per acre) in its orders, dated.10.08.1990 in OP.No.42/88. Then an appeal was filed before the Hon'ble High Court. The Hon'ble High Court has granted interim orders vide C.M.P.No.3694/91, in A.S.No.1175/2000, dated.22.3.1991 to deposit ½ of enhanced compensation. An amount of Rs.3,75,246/- was deposited in OP.No.42/88 on 13.08.1991. The Hon'ble High Court in its orders in A.S.No.1175/2000, dated.11.09.1998 has set aside the orders of the Lower Court and the matter is remitted back to the trial Court for fresh disposal.

3. The Senior Civil judge, Karimnagar, has ordered dated.16.02.2000 for payment of compensation Rs.14,000/- per acre with 30% solatium and interest U/s (34) of the L.A. Act, Asailing the said judgment, the claimant has filed an appeal before the Hon'ble High Court. The Hon'ble High Court in A.S.No.1175/2000, dated.28.08.2006 fixed the land value Rs.25/- per Sq.yard i.e., (Rs.1,21,000/- per acre) without any deductions. The Government Pleader, A.P. High Court, has opined that since the Hon'ble High Court, reduced the compensation from Rs.30/- to 25/- per Sq.yard there is nothing to pursue.

4. Government, after careful examination of the above proposal, and in consultation with Law and Finance Departments, hereby accord sanction for an amount of **Rs.2,77,998/- (Rupees two lakhs seventy seven thousand nine hundred and ninety eight only)** towards balance decretal charges in AS No.1175/2000 against in OP. No.42/88 to comply with the Court orders.

5. The expenditure sanctioned in para (4) above shall be debited to "2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections in Rural Areas under Indiramma Programme - 310/312 – other Grant-in-aid" from the available provision during B.E.2008-09.

PTO

6. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Karimnagar, to comply with the Court orders.

7. The District Collector, Karimnagar, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. The Commissioner of Social Welfare, A.P., Hyderabad, shall also requested to initiate disciplinary action against the concerned Land Acquisition Officers and other responsible persons for the delay more than four (4) years for referring the case to the Lower Court and another delay of ten (10) years for filling appeal to the Hon'ble High Court.

9. This order issued with the concurrence of Finance (Exp.SW) Department vide their U.O. No.21775/357/A1/Exp.SW/08, dated.17-10-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Social Welfare, A.P., Hyderabad.
The District Collector, Karimnagar.
Copy to:
The Director of Treasuries & Accounts, A.P. Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The Accountant General, A.P., Hyderabad.
The Dist. Treasury Officer, Karimnagar.
Finance (Exp.SW/BG) Department.
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER